

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

ROBERT LEWIS HAWKINS-BEY, JR., :  
 :  
 Petitioner, :  
 :  
 vs. : CIVIL ACTION NO. 11-00612-KD-B  
 :  
 CYNTHIA WHITE, :  
 :  
 Respondent. :

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a *de novo* determination of those portions of the Report and Recommendation to which objection is made, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is **ADOPTED** as the opinion of this Court.

It is **ORDERED** that this action be and is hereby **DISMISSED** due to Petitioner's failure to comply with 28 U.S.C. § 2244(b)(3)(A). Petitioner is not entitled to a Certificate of Appealability and is not entitled to proceed *in forma pauperis* on appeal.

**DONE** this 13th of July, 2012.

s/Kristi K. DuBose  
**KRISTI K. DuBOSE**  
UNITED STATES DISTRICT JUDGE